

## MINUTES

### REAL ESTATE APPRAISER LICENSURE AND CERTIFICATION BOARD

Thursday, January 14, 2010

Mr. Johnson called the meeting to order at 9:30 a.m. in Room W064 of the Indiana Government Center South, 402 West Washington Street, Indianapolis, Indiana, and declared a quorum, in accordance with IC § 25-34.1-8-4.

#### **Members Present:**

Wayne Johnson, Chairman  
John Newlin, Vice Chairman  
Terry Watson, Appraiser Member  
Lowell K. Griffin, Appraiser Member  
Liz Stoll, Lender Member

#### **Members Absent:**

Joe Traynor, Appraiser Member  
James Lewis, Consumer Member

#### **State Officials Present:**

Nicholas Rhoad, Director Indiana Real Estate Commission  
Stephanie Sims, Litigation Specialist  
Jim Schmidt, Deputy Attorney General

#### **I. CHAIRMAN'S REPORT**

Mr. Johnson delivered a welcome report as Chairman and thanked Mr. Traynor for his previous leadership as Chairman.

#### **II. REPORT FROM THE INDIANA ATTORNEY GENERAL'S OFFICE**

No report was offered due to a computer problem in running the reports.

#### **III. OLD/NEW BUSINESS**

##### **A. 2010-2011 USPAP**

Mr. Rhoad informed the REAB the 2010-2011 edition of USPAP is in effect via the Emergency Rules

##### **B. Pearson VUE – Trainee Exam**

Mr. Johnson, Mr. Newlin, and Mr. Traynor (prior to meeting) volunteered to participate in the Trainee Exam Development meeting

##### **C. USPAP Cycle**

A motion was made and seconded to begin the rule making process to change the CE cycle for USPAP to require licensees take USPAP within 6 months after a new edition is released

##### **D. Legislative Update**

Mr. Rhoad provided a legislative update

1. HB 1235 – AMC
2. HB 1206 – Five Star Mortgages
3. SB 132 – Mortgage Rescue Fraud

#### **IV. STATUS OF LICENSEES ON PROBATION**

##### **A. Report from Staff regarding licensees on probation**

All licensees are considered to be in compliance with the terms of their probation.

#### **V. DELIBERATIONS AND POSSIBLE ISSUANCES OF FINAL ORDER**

##### **A. State of Indiana v. Debra K. Sunshine**

REAB 09-10

Re: Proposed Findings of Fact, Conclusions of Law and Order

A motion was made and seconded to approve the Proposed Findings of Fact, Conclusions of Law and Order  
Motion Carried  
4-0-1

**B. State of Indiana v. Harry Wyman**

REAB 09-23  
Re: Proposed Findings of Fact, Conclusions of Law and Order  
A motion was made and seconded to approve the Proposed Findings of Fact, Conclusions of Law and Order  
Motion Carried  
4-0-1

**C. State of Indiana v. David Peebles**

REAB 08-38  
Re: Proposed Findings of Fact, Conclusions of Law and Order  
A motion was made and seconded to approve the Proposed Findings of Fact, Conclusions of Law and Order  
Motion Carried  
4-0-1

**D. State of Indiana v. Susan A. Peebles**

REAB 09-64  
Re: Proposed Findings of Fact, Conclusions of Law and Order  
A motion was made and seconded to reject the Proposed Findings of Fact, Conclusions of Law and Order  
Motion Carried  
4-0-1

**E. State of Indiana v. Steven R. McCloskey**

REAB 09-65  
Re: Proposed Findings of Fact, Conclusions of Law and Order  
A motion was made and seconded to approve the Proposed Findings of Fact, Conclusions of Law and Order  
Motion Carried  
4-0-01

**F. State of Indiana v. Todd A. Baich**

REAB 09-68  
Re: Proposed Findings of Fact, Conclusions of Law and Order  
A motion was made and seconded to approve the Proposed Findings of Fact, Conclusions of Law and Order  
Motion Carried  
4-0-01

**G. State of Indiana v. James Arnold**

REAB 09-20  
Re: Proposed Findings of Fact, Conclusions of Law and Order  
A motion was made and seconded to approve the Proposed Findings of Fact, Conclusions of Law and Order  
Motion Carried  
4-0-1

**VI. Reinstatement from suspension hearing**

**A. State of Indiana v. Jay A. Martin**

REAB 07-59

Re: Reinstatement from Suspension

A motion was made and seconded to grant the Reinstatement from Suspension

Motion carried

4-0-1

**VII. DEFAULT HEARING – (Start anytime)**

**A. State of Indiana v. Gregory Grove (SC -5min)**

REAB 07-06

Re: Possible Issuance of Default and Final Order

A motion was made and seconded to default and suspend the license of Mr. Grove

Motion Carried

5-0-0

**B. State of Indiana v. Phillip Owens (30min)**

REAB 09-61

Re: Possible Issuance of Default and Final Order

A motion was made and seconded to default and suspend the license of Mr. Owens

Motion Carried

5-0-0

**C. State of Indiana v. Troy Fisher (30 min.)**

REAB 08-35

Re: Possible Issuance of Default and Final Order

A motion was made and seconded to default and suspend the license of Mr. Fisher

Motion Carried

5-0-0

**D. State of Indiana v. Richard V. Dean (30min)**

REAB 09-50

Re: Possible Issuance of Default and Final Order

A motion was made and seconded to default and suspend the license of Mr. Dean

Motion Carried

5-0-0

**E. State of Indiana v. Tracy D. Meier (30min)**

REAB 09-32

Re: Possible Issuance of Default and Final Order

Re: Respondent's objection to the Issuance of Default and Final Order

A motion was made and seconded to reschedule the hearing for Ms. Meier

Motion Carried

5-0-0

**VIII. ORDER SHOW CAUSE HEARINGS (All hearings in this section begin at 1:00)**

**A. State of Indiana v. Lisa F. Phillips (5min)**

REAB 08-07

Re: Order to Show Cause Hearing

A motion was made and seconded to continue the matter

**B. State of Indiana v. Charles Hensley (5min)**

REAB 06-122

Re: Order to Show Cause Hearing  
A motion was made and seconded to issue a Notice of Proposed Default  
Motion Carried  
5-0-0

**IX. DISCIPLINARY HEARINGS (All hearings in this section begin at 1:00)**

**A. State of Indiana v. Thomas Ely (10min)**

REAB 08-21  
Re: Disciplinary Hearing  
A motion was made and seconded to issue a Notice of Proposed Default  
Motion Carried  
5-0-0

**B. State of Indiana v. Ryan C. Kraus (5min)**

REAB 09-67  
Re: Disciplinary Hearing  
A motion was made and seconded to issue a Notice of Proposed Default  
Motion Carried  
5-0-0

**C. State of Indiana v. Ryan Knoll\* (0min)**

REAB 09-66  
Re: Disciplinary Hearing  
Settlement conference set for 1/13/2010  
No action was taken pending settlement

**D. State of Indiana v. John Hanlin\* (0min)**

REAB 09-69  
Re: Disciplinary Hearing  
Settlement conference set for 1/13/2010  
No action was taken pending settlement

**E. State of Indiana v. Tamara Hatfield\* (0min)**

REAB 07-67  
Re: Disciplinary Hearing  
Settlement conference ser for 1/13/2010  
No action was taken pending settlement

**X. CONSIDERATION OF THE MOTION TO DISMISS**

**A. State of Indiana v. Richard William Bohne**

REAB 09-34  
Re: Motion to Voluntary Dismissal by Petitioner

A motion was made and seconded to accept the Motion to Voluntary Dismissal by Petitioner  
Motion Carried 5-0-0

**I. APPLICATION REVIEW**

**A. Trainee Application**

1.

**B. Certified Residential Applications**

1. Glenn Howard (tabled from Dec. meeting)
2. Ellis Lucas (positive response-reciprocal )

**C. Certified General Applications**

1. Ashley Johnson-Wilcoxon
2. Larry Bohnert
3. Mark Wright (positive response- reciprocal)

**II. EDUCATION REVIEW**

**A. Education Resource – INDOT (to be delivered at Board meeting)**

1. INDOT Training Seminar for March 2010.

**B. Allterra Group, LLC**

1. 2010 Appraiser Town Hall Meeting 7.0 hours

**C. Education Resource**

1. CE1086 Residential REO Appraisals (Real Estate Owned) 7.0 hours

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Wayne Johnson, Chairman

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Date